

TWENTY-FOURTH DAY

(CONTINUED)

WEDNESDAY, FEBRUARY 26, 1997

PROCEEDINGS

AFTER RECESS

The Senate met at 7:30 a.m. and was called to order by Senator Harris.

SENATOR ANNOUNCED PRESENT

Senator Fraser, who had previously been recorded as "Absent-excused," was announced "Present."

SESSION HELD FOR LOCAL AND UNCONTESTED CALENDAR

The Presiding Officer announced that the time had arrived to consider bills and resolutions placed on the Local and Uncontested Calendar. Notice of consideration of the local calendar was given by Senator Harris yesterday.

Pursuant to Senate Rule 9.03(d), the following bills and resolutions in the order listed were laid before the Senate, read second time, amended where applicable, passed to engrossment/third reading, read third time, and passed. The votes on suspension of the Constitutional Sixty-day Rule, the Constitutional Three-day Rule, and final passage are indicated after each caption.

SB 85 (Moncrief) Relating to surrogate decision making. (31-0) (31-0) (31-0)

SB 91 (Patterson) Relating to the qualifications of a member of the board of directors of an appraisal district. (31-0) (31-0) (31-0)

CSSB 92 (Patterson) Relating to the authority of the Bayview Municipal Utility District of Galveston County to install and assess for street lighting. (31-0) (31-0) (31-0)

SB 93 (Patterson) Relating to providing notice to property owners of the right to protest a property tax matter. (31-0) (31-0) (31-0)

SB 161 (Lindsay) Relating to the authority of the commissioners courts of certain counties to alter speed limits on certain highways. (31-0) (31-0) (31-0)

SB 166 (Moncrief on behalf of Harris) Relating to deferral of proceedings for certain traffic offenses for completion of a driving safety course. (31-0) (31-0) (31-0)

SB 185 (Shapiro) Relating to the prosecution of certain sexual assaults committed against children. (31-0) (31-0) (31-0)

CSSB 188 (Madla) Relating to creating an offense for possession of certain information by an inmate of the institutional division or the state jail division of the Texas Department of Criminal Justice. (31-0) (31-0) (31-0)

SB 199 (Zaffirini) Relating to the administration of park and recreation districts in certain counties. (31-0) (31-0) (31-0)

CSSB 222 (Sibley) Relating to retirement benefits payable for service as a district or criminal district attorney or county attorney performing the duties of district attorney. (31-0) (31-0) (31-0)

SB 224 (Sibley) Relating to the authority of county judges to issue certain search warrants. (31-0) (31-0) (31-0)

SB 238 (Nixon) Relating to state lottery contracts. (31-0) (31-0) (31-0)

SB 243 (Moncrief on behalf of Harris) Relating to a child's property damage to a hotel. (31-0) (31-0) (31-0)

CSSB 290 (Zaffirini) Relating to electronic assistance provided by the Health and Human Services Commission. (31-0) (31-0) (31-0)

CSSB 311 (Moncrief on behalf of Harris) Relating to the disposition of beneficial interests in insurance. (31-0) (31-0) (31-0)

SB 316 (Madla) Relating to the location of community homes. (31-0) (31-0) (31-0)

SB 319 (Moncrief on behalf of Harris) Relating to the waiver of certain rights by a child. (31-0) (31-0) (31-0)

Senator Moncrief, on behalf of Senator Harris, offered the following committee amendment to the bill:

Committee Amendment No. 1

Amend **SB 319**, in SECTION 1 of the bill, by adding a new Subsection (h) to Section 51.09, Family Code, to read as follows:

(h) The warning of the magistrate given under this section to the child may be videotaped only if the warning is made at a facility authorized for the detention of a child under this title.

The committee amendment was read and was adopted by a viva voce vote.

SB 320 (Armbrister) Relating to exempting officers and employees of political subdivisions of this state from certain interest payments in regard to unclaimed property claims. (31-0) (31-0) (31-0)

SB 330 (Armbrister) Relating to the sunset review of the State Office of Administrative Hearings. (31-0) (31-0) (31-0)

SB 331 (Armbrister) Relating to procedures in a contested case in which the hearing is conducted by the State Office of Administrative Hearings. (31-0) (31-0) (31-0)

SB 333 (Moncrief on behalf of Harris) Relating to the payments of insurance benefits for a child to the possessory or managing conservator of the child. (31-0) (31-0) (31-0)

SB 344 (Moncrief on behalf of Harris) Relating to an exemption from ad valorem taxation for certain property acquired for use for a school. (31-0) (31-0) (31-0)

SB 348 (Moncrief on behalf of Harris) Relating to costs in certain family law cases. (31-0) (31-0) (31-0)

SB 388 (Whitmire) Relating to the provision of Texas Poison Control Center Network services to other jurisdictions and entities. (31-0) (31-0) (31-0)

CSSB 401 (Zaffirini) Relating to the duties of the district attorney for the 156th Judicial District. (31-0) (31-0) (31-0)

SB 402 (Moncrief on behalf of Harris) Relating to the appointment of probate masters for certain courts. (31-0) (31-0) (31-0)

SB 415 (Brown) Relating to associate judges appointed by the district courts and county courts at law of Fort Bend County. (31-0) (31-0) (31-0)

SB 434 (Moncrief on behalf of Harris) Relating to the provision of mental health services, including the review of agency rulemaking by the Health and Human Services Commission and the creation of an advisory committee on inpatient mental health services. (31-0) (31-0) (31-0)

SB 447 (Madla) Relating to the practice of barbering. (31-0) (31-0) (31-0)

SESSION CONCLUDED FOR LOCAL AND UNCONTESTED CALENDAR

Senator Harris announced that the session to consider bills and resolutions placed on the Local and Uncontested Calendar was concluded.

WELCOME AND CONGRATULATORY RESOLUTIONS

SR 238 - by Gallegos: Congratulating George Garrett of Galena Park.

SR 239 - by Barrientos: Welcoming students and counselors from Mendez Middle School of Austin to the State Capitol.

SR 240 - by Barrientos: Congratulating Stephen Paul Grant of Austin.

SR 241 - by Barrientos: Congratulating Devki and Satyawati Gupta.

SR 244 - by Cain: Welcoming teachers and students from Palmer High School to the State Capitol.

SR 245 - by Armbrister: Congratulating Michael H. Talbot of Bastrop.

MISCELLANEOUS RESOLUTIONS

SCR 10 - by West: Designating March 4 and 5, 1997, as Delta Days at the State Capitol.

HCR 92 - (Zaffirini): Designating February 25, 1997, as Long-Term Care Ombudsman Day in Texas.

ADJOURNMENT

Pursuant to a previously adopted motion, the Senate at 7:55 a.m. adjourned, in memory of John Joseph Shea, husband of former Member of the House of Representatives Gwyn Shea, until 11:30 a.m. today.